

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER

☐

DATE

**May 06, 2020**

MOTOR CARRIER MATTER

☐

DOCKET NO.

**2019-386-E**

UTILITIES MATTER

☒

ORDER NO.

**SUBJECT:**

[DOCKET NO. 2019-386-E](#) - Dominion Energy South Carolina, Incorporated's Proposed Code of Conduct (See also Docket Nos. 2017-207-E, 2017-305-E, and 2017-370-E) - Staff Presents for Commission Consideration Dominion Energy South Carolina, Incorporated's Proposed Code of Conduct.

**COMMISSION ACTION:**

As part of the merger between SCANA and Dominion Energy, Dominion agreed to establish a Code of Conduct for Dominion Energy South Carolina (DESC). This code when adopted would replace the existing SCANA code of conduct. The Commission directed DESC to consult with ORS when developing the new code. ORS and DESC collaborated, and DESC produced a proposed Code of Conduct which they submitted to the Commission.

ORS expressed general agreement with the code but proposed six additions and one deletion from the proposed code based largely on the fact that similar clauses exist in Dominion Energy's Code of Conduct in North Carolina. ORS and DESC were unable to reach agreement on those seven items, which includes the item for deletion, and the Commission set the matter for Oral Arguments in Docket No. 2019-386-E.

The additions sought by ORS are:

1. A non-discrimination clause to help ensure equality in DESC's various affiliate transactions;
2. A marketing clause that would define how DESC may market sales, calls, proposals, and advertising with affiliates and non-regulated utility operations;
3. A compliance officer that would be responsible for the Company's compliance with the Code of Conduct;
4. A customer information clause that would outline provisions for sharing customer information between DESC, the parent Dominion Energy, and other affiliates;
5. A complaint procedure clause that would outline provisions as to how DESC will resolve complaints that may arise due to its relationship with other affiliates and non-regulated utility operations; and
6. A periodic review of four years so that necessary modifications or updates to the language of the Code of Conduct could be made.

ORS also seeks to strike certain language added by DESC in the waiver clause related to preserving its rights to self-advocacy.

DESC argues in general that the additions are unnecessary and are addressing problems that to date have not existed. DESC additionally argues that the corporate structure is different

between North Carolina and South Carolina. In North Carolina, electricity is provided by Dominion Energy North Carolina and natural gas is provided by Public Service-NC which are affiliated companies. In South Carolina, there is one entity that provides both electricity and natural gas, thus the issue of affiliate transactions does not rise to the same level as in North Carolina. It maintains the PGA process as well as the Fuel Cost proceedings in South Carolina provide the protections sought by ORS.

DESC further argues the proposed Code of Conduct, which already contains provisions of the previous SCANA code as well as new provisions negotiated in this process, is already a lengthy document and would not be improved by the recommended additions.

I move that we approve the revised Code of Conduct for adoption by Dominion Energy South Carolina which shall include the additions made by ORS. These additions are:

1. A non-discrimination clause to help ensure impartiality in DESC's various business dealings, to prohibit discrimination against non-affiliated entities, and to avoid giving preference to affiliates;
2. A marketing clause that would define how DESC may market sales, calls, proposals, and advertising with affiliates and non-regulated utility operations;
3. A compliance officer that would be responsible for the Company's compliance with the Code of Conduct;
4. A customer information clause that would outline provisions for sharing customer information between DESC, Dominion Energy, and other affiliates;
5. A complaint procedure clause that would outline provisions as to how DESC will resolve complaints that may arise due to its relationship with other affiliates and non-regulated utility operations;
6. A periodic review of four years so that necessary modifications or updates to the language of the Code of Conduct could be made; and
7. To strike certain language added by DESC in the waiver clause related to preserving its rights to self-advocacy in conformity with ORS's proposal.

I further move that we find that the recommendations and additions by ORS are appropriate consumer protections and in the public interest.

PRESIDING: Randall

SESSION: Regular

TIME: 2:00 p.m.

	MOTION	YES	NO	OTHER	
BELSER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Recused</u>	
ERVIN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
HOWARD	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
RANDALL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		voting via videoconference
WILLIAMS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Absent</u>	Military Leave

(SEAL)

RECORDED BY: J. Schmieding

